

## **CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence for Application No. 10/727,120 is being electronically transmitted to Technology Center 3763, via EFS-WEB, on December 13, 2007

/Kevin G. Rooney/  
Kevin G. Rooney, Reg. No. 36,330

December 13, 2007  
Date

**PATENT**

### **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Stephen P. Moenning  
Serial No.: 10/727,120  
Filed: December 3, 2003  
Examiner: Quynh-Nhu Hoang Vu  
Group Art Unit: 3763  
Confirmation No.: 4766  
For: MINIMALLY INVASIVE MEDICAL APPARATUS FOR  
DISPENSING A BIOLOGICALLY ACTIVE COMPOUND AND AN  
ASSOCIATED MEDICAL PROCEDURE FOR DISPENSING A  
BIOLOGICALLY ACTIVE COMPOUND  
Atty. Docket No.: MOEN-04B

Cincinnati, Ohio 45202

December 13, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

#### **PETITION AND FEE FOR EXTENSION OF TIME (37 CFR 1.136(a))**

1. This is a petition for an extension of time to respond to the Restriction Requirement mailed on November 1, 2007 for a period of one (1) month.
2. Applicant is  
☒ a small entity  
☐ other than a small entity
3. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.
  - (a)   X   Applicants petition for an extension of time under 37 CFR 1.136 for the total number of months checked below:

<u>(months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<u>  X  </u> one month	\$ 120.00	\$ 60.00
<u>      </u> two months	\$ 460.00	\$230.00
<u>      </u> three months	\$1,050.00	\$525.00
<u>      </u> four months	\$1,640.00	\$820.00
<u>      </u> five months	\$2,230.00	\$1,115.00

Fee \$60.00

       An extension for            month has already been secured and the fee paid thereof of \$        is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$       .

4. Response to Restriction Requirement and Amendment  
☒ is being filed herewith  
☐ has been filed on [ ]
5. Fee Payment  
☒ **See electronic fee calculation sheet.**
6. ☐ Charge extension fee of \$        to Deposit Account No. 23-3000.
7. ☒ Charge any additional extension fee required or credit any overpayment to Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

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